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JCS34 U.S. PTO  
10/09/97

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

October 9, 1997

Box FWC  
Assistant Commissioner for Patents  
Washington, D. C. 20231

This is a request to file a file wrapper  continuation  
 divisional  continuation-in-part application under 37  
C.F.R. § 1.62 of the following prior application:

Serial No.: 08/321,603

Filed: October 11, 1994

Title: Iterative Repair Optimization With Particular Application To Scheduling For Integrated Capacity And Inventory Planning

Inventors: Monte Zweben, Michael J. Deale, Eugene D. Davis,  
Brian L. Daun

Assignee: PeopleSoft, Inc.

Examiner: W. Hughet

Group Art Unit: 2411

The anticipated classification of this application is:

Class \_\_\_\_\_

SubClass \_\_\_\_\_

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

Amend the specification after the title as follows:

--Cross-Reference to Related Application

This application is a  continuation  divisional  
 continuation-in-part application of U.S. Patent  
Application Serial No. 08/321,603, filed October 11, 1994,  
now abandoned.--.

Enter all unentered amendments requested pursuant to 37  
C.F.R. § 1.116 in the prior application.

A preliminary amendment is enclosed.

Please cancel the following claims in this application:

Priority of \_\_\_\_\_ Application No. \_\_\_\_\_, filed on  
in \_\_\_\_\_ is claimed under 35 U.S.C. § 119.  
A certified copy of that application has been submitted  
in the prior application.

Delete the following individuals as inventors in this  
application as a result of a change in the claimed subject  
matter:

Add the following individuals as inventors in this  
application as a result of a change in the claimed subject  
matter:

The power of attorney in the prior application is to David R. Graham, Esq., Reg. No. 36,150.  
 A Revocation of Power of Attorney and Appointment of New Attorney is included.  
 A new Declaration and Power of Attorney is included since this application is a continuation-in-part which discloses and claims new subject matter.

The prior application is assigned to PeopleSoft, Inc.  
 A new assignment is enclosed.

A verified statement establishing small entity status  
 was filed in the prior application and such status is still proper and claimed.  
 is enclosed.

It is understood that secrecy under 35 U.S.C. §122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR §1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

The filing fee is calculated as follows (small entity status is not claimed), based upon the claims existing in the prior application as amended by any amendment indicated above:

CLAIMS AS FILED

	Number Filed	Number Extra	Rate	Fee
Basic Filing Fee:				\$ 790.00
Total Claims:	20	- 20 = 0	X \$22 =	\$ 0.00
Independent Claims:	3	- 3 = 0	X \$82 =	\$ 0.00
Application contains one or more multiple dependent claims (\$270 total fee)				\$ 0.00
<b>TOTAL FILING FEE:</b>				<b>\$ 790.00</b>

A check for \$790.00 is enclosed (Check No. 1108).  
 A petition for extension of time (with duplicate copy) in the prior application is enclosed, together with a check for \$475.00 (Check No. 1107) for the fee due (small entity status was claimed in that application).  
 A return receipt postcard and this sheet in duplicate are also enclosed.

Please address all future correspondence regarding this application to: David R. Graham, 1337 Chewpon Avenue, Milpitas, California 95035

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to:  
Assistant Commissioner for Patents, Washington,  
D.C., 20231, on October 9, 1997.  
Express Mail Receipt No. EF557936013US

David R. Graham 10-9-97  
David R. Graham Date

Respectfully submitted,

David R. Graham

David R. Graham  
Reg. No. 36,150  
Attorney for Applicants

25600 P-32584680